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UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA

FRANCISCO VEGA, JR.,  
Petitioner,  
v.  
CALIFORNIA BOARD OF  
HEARINGS,  
Respondent.

Case No. 21-04321 NC (PR)

## **ORDER OF TRANSFER**

## CALIFORNIA BOARD OF PAROLE HEARINGS,

## Respondent.

Petitioner, a state prisoner at Valley State Prison, has filed a petition for a writ of habeas corpus under 28 U.S.C. § 2254. Petitioner challenges the denial of a parole hearing. *See generally*, Pet. Venue for a habeas action is proper in either the district of confinement or the district of conviction. *See* 28 U.S.C. § 2241(d). However, if a petition challenges the manner in which a sentence is being executed, e.g., if it involves a parole or time credit claim, the district of confinement is the preferable forum. *See* Habeas L.R. 2254-3(b)(2); *Dunne v. Henman*, 875 F.2d 244, 249 (9th Cir. 1989). Here, because petitioner challenges his parole, the Eastern District of California is the preferable forum.

Case No. 21-04321-NC (PR)  
**ORDER OF TRANSFER**

1           Accordingly, this case is **TRANSFERRED** to the United States District Court for the  
2 Eastern District of California. *See* 28 U.S.C. § 1406(a). The Clerk shall terminate all pending  
3 motions and transfer the entire file to the Eastern District of California.

4           **IT IS SO ORDERED.**

5           DATED: \_\_\_\_\_

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NATHANAEL M. COUSINS  
United States Magistrate Judge